

Panaji, 7th September, 2006 (Bhadra 16, 1928)

SERIES I No. 23

OFFICIAL GAZETTE



GOVERNMENT OF GOA

Note: There are three Extraordinary issues to the Official Gazette, Series I, No. 22 dated 31-8-2006, namely:-

- i) Extraordinary dated 31-8-2006 from pages 453 to 482 regarding Notification from Department of Law and Judiciary (Legal Affairs Division).
- ii) Extraordinary (No. 2) dated 31-8-2006 from pages 483 to 484 regarding Notification from Department of Finance (Revenue and Control Division).
- iii) Extraordinary (No. 3) dated 1-9-2006 from pages 485 to 486 regarding Notification from Department of Finance (Revenue and Control Division).

GOVERNMENT OF GOA

Department of Industries

Notice

3/114/2005-IND

1. It is notified for the information of the general public that Government of Goa has formulated a Special Economic Zone Policy for the State for promotion of exports and general economic development of the Plots. In accordance with the said policy, a Special Economic Zone shall be entitled for such facilities, incentives and concessions, which are envisaged under Rule 5 of the Special Economic Zone Rules, 2006.

2. It has been decided by the Government of Goa that all such applications where the applicant is in possession of land as per the requirement of the Special Economic Zone Rules, 2006 and the land use is for "industrial purpose" and where the application has been made in the prescribed manner and the applicant broadly fulfils the requirements of the said Rules, the State Government shall recommend all such case to the Central Government for their consideration and approval.

3. Further details in this regard can be obtained from the Directorate of Industries, Trade and Commerce, Udyog Bhawan, Panaji, Goa.

H. T. Toraskar, Under Secretary (Industries).

Porvorim, 30th August, 2006.

Department of Law & Judiciary

Legal Affairs Division

Notification

10/2/2005-LA(Part)

The following Orders received from Government of India, Ministry of Law and Justice, Legislative Department, New Delhi, are hereby published for the general information of the public.

Sharad G. Marathe, Joint Secretary (Law).

Panaji, 25th August, 2006.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 31st March, 2006

G.S.R. 194(E).— The following Order made by the President is published for general information:—

"C. O. 211"

The Constitution (Distribution of Revenues) Order, 2006

In exercise of the powers conferred by clause (2) of article 275 of the Constitution, the President, after having considered the recommendations of the Twelfth Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) Order, 2006.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2005, as grants-in-aid of the revenues of each of the State specified below, the sums specified against it as representing the contribution of the Central Government towards State Calamity Relief Fund for affording relief to the victims of cyclone, drought, earthquake, fire, flood, tsunami, hailstorm, landslide, avalanche, cloud burst and pest attack in the States:—

State (1)	Rupees in lakhs (2)
1. Andhra Pradesh	25806.00
2. Arunachal Pradesh	2123.00
3. Assam	7239.50
4. Bihar	5584.50
5. Chhattisgarh	4190.50
6. Goa	79.00
7. Gujarat	18450.00
8. Haryana	8394.80
9. Himachal Pradesh	7552.00
10. Jammu and Kashmir	6484.00
11. Jharkhand	9456.00
12. Karnataka	8600.00
13. Kerala	6413.00
14. Madhya Pradesh	19067.00
15. Maharashtra	16718.00
16. Meghalaya	423.50
17. Mizoram	247.00
18. Nagaland	143.50
19. Orissa	22616.00
20. Punjab	5476.00
21. Rajasthan	31173.00
22. Sikkim	1315.00
23. Tamil Nadu	7840.50
24. Uttar Pradesh	22195.00
25. Uttaranchal	7102.00
26. West Bengal	17605.00:

Provided that the sums specified above shall be expended in the financial year commencing on the 1st day of April, 2005 on measures for affording relief in connection with natural calamities specified above:

Provided further that if the actual expenditure on relief measures as revealed in the accounts of this year is lower than the sums specified above, the balance shall remain available to the State Government as part of the Calamity Relief Fund of the State.

(2) Any sum or sums payable under sub-paragraph (1) to any State, in the financial year commencing on the 1st day of April, 2005 shall be in addition to the sum or sums payable to that State in the financial year in pursuance of sub-paragraph (1) of paragraph 3 of the Constitution (Distribution of Revenues) Order, 2005.

A. P. J. ABDUL KALAM,
President.

[F. No. 19(1)/2006-L-I]
K. N. CHATURVEDI, Secy.

Notification

New Delhi, the 31st March, 2006

G. S. R. 195 (E).— The following Order made by the President is published for general information:—

“C. O. 212”

The Constitution (Distribution of Revenues)

No. 2 Order, 2006

In exercise of the powers conferred by clause (2) of article 275 of the Constitution, the President, after having considered the recommendations of the Twelfth Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 2 Order, 2006.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2005, as grants-in-aid of the revenues of—

(a) each of the State specified in column (1) of the Table below, the sums specified against it in column (2) of the said Table towards grants for Panchayati Raj Institutions:—

TABLE

State	Rupees in lakhs
(1)	(2)
Andhra Pradesh	31740.00
Assam	5260.00
Bihar	16240.00
Chhattisgarh	12300.00
Goa	180.00
Gujarat	9310.00
Haryana	7760.00
Himachal Pradesh	2940.00
Jammu and Kashmir	1762.00
Karnataka	8880.00
Kerala	19700.00
Madhya Pradesh	33260.00
Maharashtra	19830.00
Manipur	211.60
Mizoram	200.00
Nagaland	400.00
Orissa	16060.00
Punjab	3240.00
Rajasthan	24600.00
Sikkim	130.00
Tamil Nadu	17400.00
Uttar Pradesh	58560.00
Uttaranchal	1620.00
West Bengal	12710.00:

Provided that the sums specified above shall be paid to the Panchayati Raj Institutions in the said financial year by a State Government and these sums shall be in addition to the sums flowing to the Panchayati Raj Institutions from the State Government:

Provided further that the sums specified above shall be expended by the Panchayati Raj Institutions as per the recommendations of the Twelfth Finance Commission contained in Chapter 8 of its report and in accordance with the guidelines issued by the Central Government to the State Governments in this regard for utilisation of the grants;

(b) each of the State specified in column (1) of the table below, the sums specified against it in column (2) of the said Table towards grants for Urban Local Bodies:—

TABLE

State	Rupees in lakhs
(1)	(2)
Andhra Pradesh	3740.00
Assam	550.00

(1) (2)

Bihar	1420.00
Chhattisgarh	744.63
Gujarat	8280.00
Haryana	1820.00
Himachal Pradesh	160.00
Jammu and Kashmir	380.00
Karnataka	3230.00
Kerala	2980.00
Madhya Pradesh	7220.00
Manipur	90.00
Mizoram	100.00
Nagaland	60.00
Orissa	2080.00
Punjab	1710.00
Rajasthan	4400.00
Tamil Nadu	11440.00
Uttar Pradesh	5170.00
Uttaranchal	340.00
West Bengal	3930.00:

Provided that the sums specified above shall be paid to the Urban Local Bodies in the said financial year by a State Government and these sums shall be in addition to the sums flowing to the Urban Local Bodies from the State Government:

Provided further that the sums specified above shall be expended by the Urban Local Bodies as per the recommendations of the Twelfth Finance Commission contained in Chapter 8 of its report and in accordance with the guidelines issued by the Central Government to the State Governments in this regard for utilisation of the grants:

Provided also that the unutilised grant for a particular year may be carried forward to next year.

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No. 19 (2)/2006-L. I]
K. N. CHATURVEDI, Secy.

Notification

New Delhi, the 31st March, 2006

G. S. R. 196 (E).— The following Order made by the President is published for general information:—

"C. O. 213"

The Constitution (Distribution of Revenues)

No. 3 Order, 2006

In exercise of the powers conferred by clause (2) of article 275 of the Constitution, the President, after having considered the recommendations of the Twelfth Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 3 Order, 2006.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2005, as grants-in-aid of the revenues to each of the State specified in column (1) of the Table below, the sums specified against it in each of the column (2) of the said Table, namely:—

TABLE

State	Rupees in crores
(1)	(2)
Arunachal Pradesh	271.84
Assam	305.67
Himachal Pradesh	2164.12
Jammu and Kashmir	2458.56
Kerala	470.37
Manipur	808.39
Meghalaya	376.67
Mizoram	537.19
Nagaland	993.65
Orissa	488.04
Punjab	1556.83
Sikkim	66.81
Tripura	1041.91
Uttaranchal	1112.91
West Bengal	2438.90

(2) The sums specified in column (2) of the Table in sub-paragraph (1) represent the amount recommended by the Twelfth Finance Commission for the year 2005-06.

(3) The Eleventh Finance Commission in its report on the additional term of reference had recommended withholding of 15 per cent of the grant recommended to the States with matching contribution by the Central Government for crediting into an Incentive Fund from which fiscal performance based grants will be released to all the States. The grants-in-aid specified against it in each of the column (2) of the Table below against each State were released during the current year from Incentive Fund based on the fiscal performance of States:—

State	Rupees in crores
(1)	(2)
Assam	68.33
Chhattisgarh	75.77
Jammu and Kashmir	360.15
Jharkhand	62.52
Karnataka	68.92
Orissa	51.62
Rajasthan	146.27
Tripura	151.37
Uttaranchal	12.00

(4) Any sum or sums payable under sub-paragraphs (1) and (3) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No. 19(3)/2006-L-I]
K. N. CHATURVEDI, Secy.

Notification

New Delhi, the 31st March, 2006

G. S. R. 197 (E).— The following Order made by the President is published for general information:—

"C. O. 214"

The Constitution (Distribution of Revenues)
No. 4 Order, 2006

In exercise of the powers conferred by clause (2) of article 275 of the Constitution, the President, after having considered the recommendations of the Twelfth Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 4 Order, 2006.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2005, as grants-in-aid of the revenues to each of the State specified in column (1) of the Table below, the sums specified against it in each of the column (2) of the said Table, towards expenditure on education sector, namely:—

TABLE

State	Rupees in lakhs
(1)	(2)
Assam	18320.00
Bihar	44399.00
Jharkhand	10782.00
Madhya Pradesh	7603.00
Orissa	5345.50
Rajasthan	2000.00
Uttar Pradesh	73687.00
West Bengal	3241.50

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No. 19(4)/2006-L.-I]
K. N. CHATURVEDI, Secy.

Notification

New Delhi, the 31st March, 2006

G. S. R. 198 (E).— The following Order made by the President is published for general information:—

“C. O. 215

The Constitution (Distribution of Revenues)

No. 5 Order, 2006

In exercise of the powers conferred by clause (2) of article 275 of the Constitution, the President, after having considered the recommendations of the Twelfth Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenue) No. 5 Order, 2006.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2005, as grants-in-aid of the revenues to each of the State specified in column (1) of the Table below, the sums specified against it in each of the column (2) of the said Table, towards expenditure on health sector, namely:—

TABLE

State	Rupees in lakhs
(1)	(2)
Assam	15358
Bihar	28930
Jharkhand	5739
Madhya Pradesh	2888
Orissa	3122
Uttar Pradesh	36763
Uttaranchal	1000

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.”

[F. No. 19(5)/2006-L.-I]
K. N. CHATURVEDI, Secy.

Notification*New Delhi, the 31st March, 2006*

G. S. R. 199 (E).— The following Order made by the President is published for general information:—

“C. O. 216”

The Constitution (Distribution of Revenues)

No. 6 Order, 2006

In exercise of the powers conferred by clause (2) of article 275 of the Constitution, the President, after having considered the recommendations of the Twelfth Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenue) No. 6 Order, 2006.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2005, as grants-in-aid of the revenues to the State of Mizoram the sum of rupees 1000 lakhs towards expenditure on State-specific Needs for tackling the problem of rodents arising out of impending bamboo flowering:

Provided that the sums specified above shall be expended on programme formulated by the State Government for State-specific Needs and approved by High Level Committee of the State:

Provided further that if the actual expenditure on such approved programme as revealed in the accounts of that year is lower than the amount of grant specified above, the amount so paid in excess shall be adjusted against any sum or sums which may become payable to the State Government in any of the succeeding years for any other purpose.

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the State under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No 19(6)/2006-L.-I]
K. N. CHATURVEDI, Secy.

Notification*New Delhi, the 31st March, 2006*

G. S. R. 200(E).— The following Order made by the President is published for general information:—

“C. O. 217”

The Constitution (Distribution of Revenues)

No. 7 Order, 2006

In exercise of the powers conferred by clause (2) of article 275 of the Constitution, the President, after having considered the recommendations of the Twelfth Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 7 Order, 2006.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2005, as grants-in-aid of the revenues to each of the State specified in column (1) of the Table below, the sums specified against it in column (2) of the said Table, towards expenditure on maintenance of forests, namely:—

TABLE

State	Rupees in lakhs
(1)	(2)
Andhra Pradesh	650
Arunachal Pradesh	2000
Assam	800
Bihar	100
Chhattisgarh	1700
Goa	60
Gujarat	400
Haryana	40
Himachal Pradesh	400
Jammu and Kashmir	600
Jharkhand	300
Karnataka	1100
Kerala	500

(1)	(2)
Madhya Pradesh	2300
Maharashtra	700
Manipur	600
Meghalaya	300
Mizoram	500
Nagaland	500
Orissa	1500
Punjab	40
Rajasthan	500
Sikkim	160
Tamil Nadu	600
Tripura	150
Uttar Pradesh	400
Uttaranchal	700
West Bengal	300

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No. 19(7)/2006-L.-I]
K. N. CHATURVEDI, Secy.

Notification

10/2/2005-LA (Part)

The Government of Union Territories and the Government of National Capital Territory of Delhi (Amendment) Act, 2006 (Central Act No. 5 of 2006), which has been passed by the Parliament and assented to by the President of India on 02-03-2006, and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 3-3-2006 is hereby published for general information of the public.

Sharad G. Marathe, Joint Secretary (Law).

Panaji, 25th August, 2006.

THE GOVERNMENT OF UNION TERRITORIES
AND THE GOVERNMENT OF NATIONAL
CAPITAL TERRITORY OF DELHI
(AMENDMENT) ACT, 2006

An

Act

further to amend the Government of Union Territories Act, 1963 and the Government of National Capital Territory of Delhi Act, 1991.

BE it enacted by Parliament in the Fifty-seventh Year of the Republic of India as follows:—

CHAPTER I

Preliminary

1. *Short title and commencement.*— (1) This Act may be called the Government of Union Territories and the Government of National Capital Territory of Delhi (Amendment) Act, 2006.

(2) Section 2 shall be deemed to have come into force on the 31st day of March, 2005.

CHAPTER II

Amendment of the Government of Union Territories Act, 1963

2. *Insertion of new section 43F.*— After section 43E of the Government of Union Territories Act, 1963, the 20 of 1963. following section shall be inserted, namely:—

“43F. *Special provision as to readjustment of territorial constituencies on the basis of 2001 census.*— Notwithstanding the publication of orders under sub-section (1) of section 10 of the Delimitation Act, 2002 or 33 of 2002. anything contained in sub-section (2) or sub-section (4) of the said section, any readjustment in the division of Union territory into territorial constituencies by the Delimitation Commission under the said Act, on the basis of 2001 census shall take effect from such date as the Central Government may, by order, published in the Official Gazette, specify and until such readjustment takes effect, any election to the Legislative Assembly may be held on the basis of the territorial constituencies existing before such readjustment.”.

CHAPTER III

THE CONTEMPT OF COURTS
(AMENDMENT) ACT, 2006

Amendment of the Government of National Capital
Territory of Delhi Act, 1991

An

Act

3. *Amendment of section 3.*— In section 3 of the Government of National Capital Territory of Delhi Act, 1991, in sub-section (3), after the proviso, the following proviso shall be inserted, namely:—

further to amend the Contempt of Courts Act, 1971.

BE it enacted by Parliament in the Fifty-seventh Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Contempt of Courts (Amendment) Act, 2006.

2. *Substitution of new section for section 13.*— In the Contempt of Courts Act, 1971, for section 13, the following section shall be substituted, namely:—

“13. *Contempts not punishable in certain cases.*— Notwithstanding anything contained in any law for the time being in force,—

(a) no court shall impose a sentence under this Act for a contempt of court unless it is satisfied that the contempt is of such a nature that it substantially interferes, or tends substantially to interfere with the due course of justice;

(b) the court may permit, in any proceeding for contempt of court, justification by truth as a valid defence if it is satisfied that it is in public interest and the request for invoking the said defence is *bona fide*.”.

Notification

10/2/2005-LA (Part)

The Contempt of Courts (Amendment) Act, 2006 (Central Act No. 6 of 2006), which has been passed by the Parliament and assented to by the President of India on 17-03-2006 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 20-03-2006, is hereby published for general information of the public.

Sharad G. Marathe, Joint Secretary (Law).

Panaji, 25th August, 2006.